

Rec'd T/PTO 25 FEB 2002

09/937998

PATENT APPLICATION  
Mo-6634  
LeA 33,620

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION OF

THOMAS SCHOLL ET AL

SERIAL NUMBER: 09/937,998

FILED: SEPTEMBER 27, 2001

TITLE: RUBBER COMPOSITIONS  
CONTAINING HYDROXYL GROUPS

SUBMISSION OF MISSING PARTS OF APPLICATION UNDER 37 CFR 1.53

Attention: Box Missing Parts

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

Enclosed is a Combined Declaration and Power of Attorney, executed by all of the inventors, to complete the subject application which was filed on September 27, 2001. Applicants are also enclosing at this time a certified translation of the Official Certificate of Inheritance for deceased inventor Thomas Scholl together with the Official Certificate.

01/28/2002 SDIRETA1 00000082 09937998

01 FC:105 130.00 CH

Adjustment date: 03/12/2002 LLANDGRA  
01/28/2002 SDIRETA1 00000082 133848 09937998  
01 FC:105 130.00 CR

03/12/2002 LLANDGRA 00000064 133848 09937998

01 FC:154 130.00 CH

*Bayer sent 11/19/01*

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on 11/19/01  
Date

Noland J. Cheung, Reg. No. 39,138  
Name of applicant, assignee or  
Registered Representative

Signature

November 19, 2001

Date

*Copy of Declaration & Cert. of Inheritance, submitted to...*

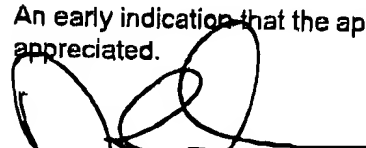
09937998-012302

#4

Bayer  
JC10 Rec'd PCT/PTO 25 FEB 2002**Fax Coversheet****Date:** Feb. 25, 2002**No. of Pages (Including this page)** 11**To:** US/RO PCT**From:** Noland J. Cheung**Company:** USPTO  
Missing Requirements**Div/Dept.:** Patent Department**Fax:** 703-308-6459**FAX:** 412-777-8363**Phone:****Phone:** 412-777-8349RE: 09/937,998  
Mo-6634

After a recent telephone conversation with the Application Help Center, they have indicated that no Submission of Missing Parts have been received from Applicant. Applicants are submitting their "official" Post Card Receipt for their Submission of Missing Parts that was originally mailed to the USPTO, US/RO, under Certificate of Mailing 37 CFR 1.8(A) on November 19, 2001. A Notification Of Missing Requirements from the USPTO dated November 7, 2001, is still marked as outstanding on this application according to the USPTO Palm System.

An early indication that the application is now proceeding to the Group for Examination would be greatly appreciated.

  
Noland J. Cheung  
Attorney for Applicants  
Reg. No. 39,138


RECEIVED

25 FEB 2002

Legal staff  
International Division

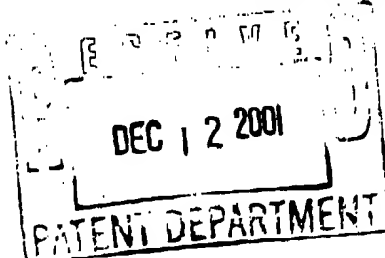
**DOCKETED**BY RL-12/17/01DATE 1/7/02 - Complete

APPROVED \_\_\_\_\_

		
DATE <u>1/7/02 - Complete</u>		
APPROVED _____		

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/937,998	Thomas Scholl	Mo-6634/LeA 33,620

Noland J Cheung  
Bayer Corporation  
100 Bayer Road  
Pittsburgh, PA 15205-9741



INTERNATIONAL APPLICATION NO.
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PCT/EP00/02452

LA FILING DATE	PRIORITY DATE
09/27/2001	04/01/1999

CONFIRMATION NO. 8753

371 FORMALITIES LETTER



Date Mailed: 11/07/2001

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- English Translation of the IA
- Preliminary Amendments
- Request for Immediate Examination

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the international application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)) is required.

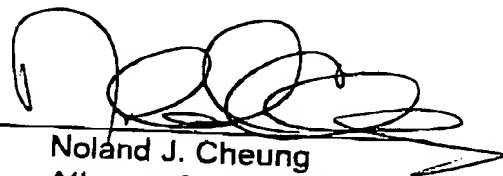
**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

Please charge the fee for filing the Declaration on a date later than the filing date, \$130.00, to Deposit Account Number 13-3848. This paper, submitted in triplicate, is also authorization to charge any insufficiency of fees which may be required by this paper to Deposit Account Number 13-3848

Having now complied with all of the requirements under 37 CFR 1.53(d), Applicants request that the file be forwarded for examination.

Respectfully submitted,

By



Noland J. Cheung  
Attorney for Applicants  
Reg. No. 39,138

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s:\kgb/njc1019sub

6 VI 317/01ueglaubigte  
Abschrift

## AMTSGERICHT BERGISCH GLADBACH

## Gemeinschaftlicher Erbschein

Erben des am 29. Mai 2001 in Bergisch Gladbach,  
seinem letzten Wohnsitz, verstorbenen

Dr. Thomas Peter Scholl,  
geb. am 27.8.1956 in Köln,

sind:

1) seine Ehefrau Ulrike Ilse Scholl geb. Christmann,  
geb. am 27.2.1959,  
wohnhaft Alte Wipperfurther Straße 24 a, 51469 Bergisch Gladbach

2) seine Kinder:

- a) Philipp Scholl, geb. am 9.6.1987,
- b) Christine Scholl, geb. am 9.12.1988,
- c) Johannes Scholl, geb. am 16.7.1994,
- a) bis c) wohnhaft wie 1) -

1) und 2a) bis c) zu je 1/4 Anteil.

Bergisch Gladbach, 03. September 2001  
Amtsgericht, Abt. 6

verch.

Richter am Amtsgericht

10. Okt. 2001



Ausgefertigt ~~am~~ 10. Okt. 2001

Albrecht  
Justizangestellte als Urkundsbeamtin  
der Geschäftsstelle des Amtsgerichts

### Declaration

I, Doreen Steventon B.A., technical translator, of Kreuzbroicher Str. 13, 51375 Leverkusen, Germany, declare that the attached document is, to the best of my knowledge and belief, a true translation into the English language of the joint certificate of inheritance of Dr. Thomas Peter Scholl.

Signed, this 6<sup>th</sup> day of November, 2001.

Doreen Steventon  
(Doreen Steventon)

6 VI 317/01Coat of  
armsCertified  
copy**LOCAL COURT of BERGISCH GLADBACH****Joint Certificate of Inheritance**

The heirs of Dr. Thomas Peter Scholl, who was born in Cologne on 27.8.1956 and died in Bergisch Gladbach, his last place of residence, on 29th May, 2001, are:

- 1) his wife Ulrike Ilse Scholl, née Christmann,  
who was born on 27.2.1959,  
and is resident at Alte Wipperfürther Straße 24 a, 51469 Bergisch  
Gladbach and
  - 2) his children:
    - a) Philipp Scholl, who was born on 9.6.1987,
    - b) Christine Scholl, who was born on 9.12.1988 and
    - c) Johannes Scholl, who was born on 16.7.1994,
- a), b) and c) having the same place of residence as 1) -

each of 1), 2a), 2b) and 2c) to one quarter part.

Bergisch Gladbach, 3rd September, 2001

Local Court, Section 6

Verch

Judge at the Local Court

..\_10th Oct. 2001

Stamp of the  
**LOCAL COURT**  
of  
**BERGISCH GLADBACH**

**Executed**  
(signature) Albrecht

Court employee as the  
authenticating official  
of the office of the local  
court

The identity between the foregoing photocopy and the copy before me is hereby certified.

Bergisch Gladbach, 8th October, 2001

(signature)

(Dr. Dirk Eckhardt)  
Notary Public

(Seal)

I certify the identity between the foregoing copy and the certified copy of the issue of the certificate of inheritance presented to me today.

Leverkusen, 31st October, 2001

(Stamp of  
Dirk Heiderhoff,  
Notary Public  
in Leverkusen)

(signature)  
Notary Public

10th Oct. 2001

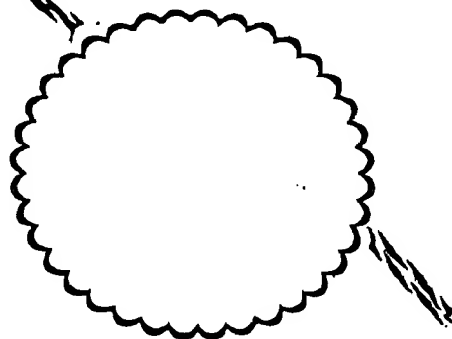


Die Übereinstimmung der vorstehenden Ablichtung mit der mir vorliegenden Ausfertigung wird hiermit beglaubigt.

Bergisch Gladbach, den 08. Oktober 2001

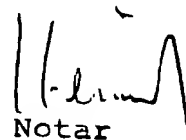
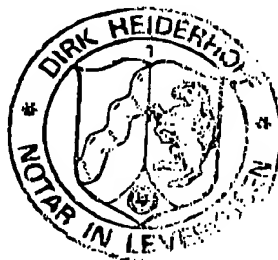


(Dr. Dirk Eckhardt)  
Notar



Ich beglaubige die Übereinstimmung der vorstehenden Abschrift mit der mir heute vorgelegten beglaubigten Abschrift der Ausfertigung des Erbscheines.

Leverkusen, den 31. Oktober 2001

  
Notar

10. Okt. 2001

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**Docket No. Mo-6634/LeA 33,620Serial No. 09/937,998 Filed 9./27/01By Thomas Scholl et al

Kindly place the date below that the enclosed

Submission of Missing Parts of Application Under  
37 CFR 1.53 - 3 copies

Combined Declaration and Power of Attorney

~~Declaration of Inventor~~

- Certified Translation of the Official Certificate

Inheritance - Official Certificate of Inheritance

was received in the Patent Office and return this card.

MoCo 13-3848 \$130.00

